

# SENATE BILL 147

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11r0083

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By: **Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)**

Introduced and read first time: January 24, 2011

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Commission of Real Estate Appraisers and Home Inspectors – Home**  
3 **Inspectors – Continuing Professional Competency**

4 FOR the purpose of requiring the State Commission of Real Estate Appraisers and  
5 Home Inspectors to adopt regulations to require a demonstration of continuing  
6 professional competency of a certain number of educational hours as a condition  
7 of renewal of a license to provide home inspection services; providing for the  
8 implementation of the continuing professional competency requirement on a  
9 phased-in basis; and generally relating to the State Commission of Real Estate  
10 Appraisers and Home Inspectors.

11 BY repealing and reenacting, with amendments,  
12 Article – Business Occupations and Professions  
13 Section 16–3A–07  
14 Annotated Code of Maryland  
15 (2010 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Business Occupations and Professions**

19 16–3A–07.

20 (a) Unless a license is renewed for a 2–year term as provided in this section,  
21 the license expires on a staggered basis as determined by the Secretary.

22 (b) At least 1 month before a license expires, the Commission shall mail to  
23 the licensee, at the last known address of the licensee:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (1) a renewal application form; and
- 2 (2) a notice that states:
- 3 (i) the date on which the current license expires; and
- 4 (ii) the amount of the renewal fee.

5 (c) Before a license expires, the licensee may renew it for an additional  
6 2-year term, if the licensee:

- 7 (1) otherwise is entitled to be licensed;
- 8 (2) pays to the Commission a renewal fee not to exceed \$400;
- 9 (3) submits a renewal application on the form that the Commission  
10 provides; and
- 11 (4) submits proof of compliance with the insurance requirement of §  
12 16-4A-04 of this title.

13 (d) The Commission shall renew the license of and issue a license to each  
14 licensee who meets the requirements of this section.

15 **(E) (1) THE COMMISSION SHALL ADOPT REGULATIONS TO REQUIRE A**  
16 **DEMONSTRATION OF CONTINUING PROFESSIONAL COMPETENCY OF UP TO 30**  
17 **EDUCATIONAL HOURS FOR A LICENSEE AS A CONDITION OF RENEWAL OF A**  
18 **LICENSE UNDER THIS SECTION IN ACCORDANCE WITH PARAGRAPHS (2)**  
19 **THROUGH (5) OF THIS SUBSECTION.**

20 **(2) CONTINUING PROFESSIONAL COMPETENCY REQUIREMENTS**  
21 **DO NOT APPLY TO THE FIRST RENEWAL OF A LICENSE.**

22 **(3) IF A LICENSE EXPIRES ON OR BEFORE SEPTEMBER 30, 2013, A**  
23 **LICENSEE IS NOT REQUIRED TO FULFILL THE CONTINUING PROFESSIONAL**  
24 **COMPETENCY REQUIREMENTS.**

25 **(4) IF A LICENSE EXPIRES BETWEEN OCTOBER 1, 2013, AND**  
26 **SEPTEMBER 30, 2014, A LICENSEE IS REQUIRED TO FULFILL 50% OF THE**  
27 **CONTINUING PROFESSIONAL COMPETENCY REQUIREMENTS AS PROVIDED IN**  
28 **THE REGULATIONS ADOPTED BY THE COMMISSION UNDER THIS SUBSECTION.**

29 **(5) IF A LICENSE EXPIRES ON OR AFTER OCTOBER 1, 2014, A**  
30 **LICENSEE IS REQUIRED TO FULFILL THE FULL CONTINUING PROFESSIONAL**  
31 **COMPETENCY REQUIREMENTS AS PROVIDED IN THE REGULATIONS ADOPTED BY**  
32 **THE COMMISSION UNDER THIS SUBSECTION.**

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2    July 1, 2011.